

REFERENCE TITLE: appropriations; notice requirements

State of Arizona
Senate
Forty-ninth Legislature
First Regular Session
2009

SB 1287

Introduced by
Senator Gorman

AN ACT

AMENDING TITLE 41, CHAPTER 7, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 41-1108; RELATING TO LEGISLATIVE NOTICE REQUIREMENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 41, chapter 7, article 1, Arizona Revised Statutes,
3 is amended by adding section 41-1108, to read:

4 41-1108. Appropriation and revenue related measures; notice;
5 waiver; definition

6 A. THE SENATE OR HOUSE OF REPRESENTATIVES OR A COMMITTEE OF THE SENATE
7 OR HOUSE OF REPRESENTATIVES SHALL NOT SCHEDULE A HEARING OR VOTE ON ANY
8 APPROPRIATION OR REVENUE RELATED MEASURE UNTIL THE MEASURE HAS BEEN PUBLICLY
9 AVAILABLE FOR AT LEAST SEVENTY-TWO HOURS. THE SEVENTY-TWO HOUR TIME PERIOD
10 DOES NOT INCLUDE A SATURDAY, SUNDAY OR OTHER LEGAL HOLIDAY UNLESS THE
11 LEGISLATURE IS IN SESSION ON THAT PARTICULAR DAY.

12 B. THE SENATE OR HOUSE OF REPRESENTATIVES OR A COMMITTEE OF THE SENATE
13 OR HOUSE OF REPRESENTATIVES SHALL NOT CONSIDER ANY AMENDMENT TO AN
14 APPROPRIATION OR REVENUE RELATED MEASURE UNLESS THE AMENDMENT HAS BEEN
15 PUBLICLY AVAILABLE FOR AT LEAST TWENTY-FOUR HOURS BEFORE ANY VOTE. THE
16 SENATE OR HOUSE OF REPRESENTATIVES OR A COMMITTEE OF THE SENATE OR HOUSE OF
17 REPRESENTATIVES SHALL NOT CONSIDER AN AMENDMENT THAT STRIKES AND REPLACES ALL
18 LANGUAGE OF A MEASURE AFTER THE ENACTING CLAUSE UNLESS THE AMENDMENT HAS BEEN
19 PUBLICLY AVAILABLE FOR AT LEAST FORTY-EIGHT HOURS BEFORE ANY VOTE. THE
20 TWENTY-FOUR AND FORTY-EIGHT HOUR TIME PERIODS DO NOT INCLUDE A SATURDAY,
21 SUNDAY OR OTHER LEGAL HOLIDAY UNLESS THE LEGISLATURE IS IN SESSION ON THAT
22 PARTICULAR DAY.

23 C. SUBSECTIONS A AND B APPLY EACH TIME A NEW VERSION OF AN
24 APPROPRIATION OR REVENUE RELATED MEASURE OR AMENDMENT IS CONSIDERED BY THE
25 SENATE OR HOUSE OF REPRESENTATIVES OR A COMMITTEE OF THE SENATE OR HOUSE OF
26 REPRESENTATIVES. THIS INCLUDES A CONFERENCE COMMITTEE REPORT.

27 D. THE REQUIREMENTS IN THIS SECTION MAY BE WAIVED BY A VOTE OF
28 TWO-THIRDS OF THE COMMITTEE OR LEGISLATIVE BODY CONSIDERING THE AMENDMENT OR
29 MEASURE. IF THE SENATE OR HOUSE OF REPRESENTATIVES OR A COMMITTEE OF THE
30 SENATE OR HOUSE OF REPRESENTATIVES VOTES TO WAIVE THE REQUIREMENTS OF THIS
31 SECTION ON A PARTICULAR AMENDMENT OR MEASURE, THE FOLLOWING LANGUAGE SHALL BE
32 ADDED TO THE TEXT OF THE APPROPRIATION OR REVENUE RELATED MEASURE:

33 THE (INSERT NAME OF LEGISLATIVE BODY OR COMMITTEE) HAS
34 WAIVED THE PEOPLES' RIGHT TO A DETAILED REVIEW OF THIS BILL AS
35 REQUIRED IN SECTION 41-1108, ARIZONA REVISED STATUTES.

36 E. FOR THE PURPOSES OF THIS SECTION, "APPROPRIATION OR REVENUE RELATED
37 MEASURE" MEANS ANY BILL OR CONCURRENT RESOLUTION THAT AUTHORIZES AN
38 EXPENDITURE OF STATE MONIES OR INCREASES STATE REVENUE FOR STATE OPERATING,
39 CAPITAL OR TRANSPORTATION EXPENSES.